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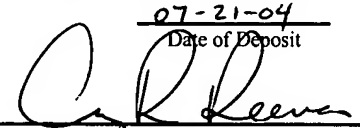
**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

App. No. : 10/795,837 Confirmation No. 1282  
First Named Inventor : James E. Grimm  
Filed : 03/08/2004  
Title : Navigated Stemmed Orthopaedic Implant Inserter  
TC/A.U. : 3732  
Examiner :

Atty. Docket No. : 0104-0066 (ZM0607)  
Customer No. : 43231

Mail Stop Amendment  
Commissioner for Patents  
P.O. Box 1450  
Alexandria VA 22313-1450

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07-21-04  
Date of Deposit  
  
Signature of person mailing paper or fee

**INFORMATION DISCLOSURE STATEMENT UNDER 37 C.F.R. § 1.97(b)**

Sir:

Pursuant to 37 C.F.R. §§ 1.56 and 1.97(b), applicant brings to the attention of the Examiner the information listed on the attached PTO 1449. This Information Disclosure Statement is being filed prior to the mailing of a first action on the merits in the above-referenced application.

Applicant respectfully requests that the Examiner consider the listed information and indicate that it was considered by making appropriate notations on the attached form.

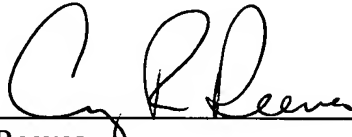
This submission does not represent that a search has been made or that no better art exists and does not constitute an admission that each or all of the listed information is material or constitute "prior art." If the Examiner applies any of the information as prior art against any claim in the application and applicant(s) determine(s) that the cited information does not

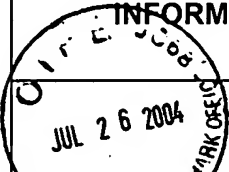
constitute "prior art" under United States law, applicant reserves the right to present to the office the relevant facts and law regarding the appropriate status of such information.

Applicant further reserves the right to take appropriate action to establish the patentability of the disclosed invention over the listed information, should one or more of the items of information be applied against the claims of the present application.

Respectfully submitted,

Dated: 07/20/2004

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Substitute for FORM PTO-1449		Attorney Docket Number 0104-0066 (ZM0607)	Customer No. 43231	
		First Named Inventor James E. Grimm	Application Number 10/795,837	
Use several sheets if necessary) Sheet <u>1</u> of <u>1</u>		Filing Date 03/08/2004	Group Art Unit 3732	Examiner N/A

## U.S. PATENT DOCUMENTS

EXAMINER INITIAL	DOCUMENT NUMBER	DATE	NAME	CLASS	SUBCLASS	FILING DATE IF APPROPRIATE

## FOREIGN PATENT DOCUMENTS

DOCUMENT NUMBER	DATE	COUNTRY	CLASS	SUBCLASS	TRANSLATION (YES/NO)

## OTHER DOCUMENTS (Including Author, Title, Date, Pertinent Pages, Etc.)

	Zimmer, VerSys™ Hip System: VERSYS CEMENTED, CEMENTED PLUS, AND CEMENTED CT HIP PROSTHESES; Surgical Technique for Primary Hip Arthroplasty, 97-7852-02, 1997.
	Photographs of an S+G Implants Femoral Hip Stem Inserter art. no. 52902214000, known by applicants to be in existence prior to January 01, 1997.

EXAMINER	DATE CONSIDERED
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EXAMINER: Initial if citation considered, whether or not citation is in conformance with MPEP § 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to the applicant.